



PATENT
Attorney Docket No.: PHA-004.01
(21701-401)

GAU 1714

#5
11-1600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Alberte and Zimmerman

Serial No.: 09/405,269

Filed: September 23, 1999

Title: Safe and Effective Biofilm Inhibitory Compounds
and Health- Related Uses Thereof

)
)
) Group Art Unit: 1714

)
) Examiner: To Be Assigned

CERTIFICATE of MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited on the date herein with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to:
Commissioner for Patents, Washington, DC 20231.

11/6/00
Date of Signature and Mail Deposit

Robert King

Commissioner for Patents
Washington, D.C. 20231

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37
C.F.R. §1.97(b)**

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. This Information Disclosure Statement is being submitted before the mailing date of the first Office Action on the Merits; therefore, no fee is due.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

RECEIVED
NOV 14 2000
TECHNOLOGY CENTER 1700

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account, No. 06-1448.

Respectfully submitted,

FOLEY, HOAG & ELIOT, LLP

By:

Dana M. Gordon

Dana M. Gordon, Ph. D.

Registration No. 44,719

Agent for Applicants

Date:

11/3/00

Patent Group

Foley, Hoag & Eliot, LLP

One Post Office Square

Boston, MA 02109

Voice: (617) 832-1000

Facsimile: (617) 832-7000

RECEIVED
NOV 14 2000
TECHNOLOGY CENTER 1700